

**PUBLIC SAFETY
AND
LEGAL ADMINISTRATION COMMITTEE**

MINUTES

AUGUST 15, 2006

The regularly scheduled meeting of the Public Safety and Legal Administration Committee was held on **Tuesday, August 15, 2006 at 3:17 p.m., in Committee Room #2.** The following members were present:

**The Honorable Cleta Winslow, Chair
The Honorable C. T. Martin, Vice-Chair
The Honorable Ivory L. Young, Jr.
The Honorable Carla Smith
The Honorable Anne Fauver
The Honorable Joyce Sheperd**

The following member was present:

The Honorable H. Lamar Willis

Others present at the meeting were: Jerry DeLoach, Terry Grandison, Lem Ward and Dianne Mitchell, Law Department; Deputy Chiefs, Carlos Banda and Harold Dunovant, Police Department; City Solicitor, Raines Carter; Tom Pocock, Department of Correction; Teresa Connell, Community Court; the media, public and Council Staff.

Chair Cleta Winslow called the meeting to order at 3:17 p.m. after declaring a quorum present. She then proceeded with the following order of business.

A. ADOPTION OF AGENDA – AMENDED TO ADD ONE RESOLUTION

B. APPROVAL OF MINUTES – APPROVED

CONSENT

C. RESOLUTIONS

Claims with favorable recommendations:

06-R-1686 (1) Claim of **MARTA, as subrogee of Osei Baah**, for damages alleged to have been sustained as a result of a vehicular accident on January 25, 2004 at Interstate 20 westbound off ramp and Hill Street. **\$8,504.39**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 06-R-1687 (2) Claim of **Nationwide, as subrogee of Joseph Weston**, for damages alleged to have been sustained as a result of an automobile accident on March 13, 2006 at 3354 Memorial Drive. **\$7,042.75**
- 06-R-1688 (3) Claim of **William McKinley**, for vehicular damages alleged to have been sustained from an automobile accident on May 18, 2006 at Northside Drive, NW and 16th Street, NW. **\$4,452.90**
- 06-R-1689 (4) Claim of **CBC National, as subrogee of Encompass Insurance**, for damages alleged to have been sustained as a result of a sewer backup on November 7, 2002 at 2870 Ridge Valley Road, NW. **\$4,426.63**
- 06-R-1690 (5) Claim of **Nathan Booker**, for damages alleged to have been sustained as a result of striking an open construction cut on March 19, 2006 on Bolton Road. **\$4,193.98**
- 06-R-1691 (6) Claim of **Frankie E. Johnson, through Power of Attorney, Cynthia Crawford Nichols**, for damages alleged to have been sustained as a result of a sewer backup on August 6 and August 11, 2003 at 3369 Oakcliff Road, NW. **\$4,000.00**
- 06-R-1692 (7) Claim of **Louise Thomas**, for property damages alleged to have been sustained from flooding due to a storm sewer overflow beginning in December 2002 at 435 Peyton Road, SW. **\$3,719.62**
- 06-R-1693 (8) Claim of **David Matheney**, for vehicular damages alleged to have been sustained from an automobile accident on January 15, 2006 at 1048 Simpson Road. **\$2,887.90**
- 06-R-1694 (9) Claim of **Joel D. George**, for damages alleged to have been sustained as a result of an automobile accident on February 2, 2006 at 165 Vine Street, NW. **\$2,567.22**
- 06-R-1695 (10) Claim of **James E. King**, for bodily injuries alleged to have been sustained from an automobile accident on January 10, 2006 at 630 Joseph E. Lowery Boulevard. **\$2,350.00**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 06-R-1696 (11) Claim of **Tony Morrow, through his attorney, Daniel Jason**, for damages alleged to have been sustained as a result of a vehicular accident on January 22, 2006 at Niskey Lake Road near Cove Road. **\$2,300.00**
- 06-R-1697 (12) Claim of **Rohman L. Mitchell, I**, for damages alleged to have been sustained as a result of striking an open construction cut on March 20, 2006 on Bolton Road. **\$2,100.00**
- 06-R-1698 (13) Claim of **Tiffany Powers and Sylvia J. Malone**, for vehicular damages alleged to have been sustained from an automobile accident on April 21, 2006 at 1450 Cascade Road and Donnelly Avenue, SW. **\$2,040.14**
- 06-R-1699 (14) Claim of **Georgia M. Jackson**, for damages alleged to have been sustained as a result of striking an open construction cut on March 21, 2006 on Bolton Road. **\$1,839.04**
- 06-R-1700 (15) Claim of **Valencia R. Williams**, for damages alleged to have been sustained as a result of striking an open construction cut on April 16, 2006 on Bolton Road. **\$1,687.03**
- 06-R-1701 (16) Claim of **Carolyn Harkness**, for property damages alleged to have been sustained from a sewer backup in February 2003 at 1260 Martin Luther King, Jr. Drive, SW. **\$1,685.00**
- 06-R-1702 (17) Claim of **Willie Parker**, for property damages alleged to have been sustained as a result of a vehicular accident on April 15, 2006 at 1344 Grant Street. **\$1,453.60**
- 06-R-1703 (18) Claim of **Detrus Terrell**, for damages alleged to have been sustained as a result of a vehicular accident on April 1, 2006 at Sims and Rockwell Roads. **\$1,313.72**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 06-R-1704 (19) Claim of **W. T. Huff**, for damages alleged to have been sustained when a vehicle drove over a construction site that was left open and in an unsafe manner on December 29, 2005 at Deering Road and 573 Hascall Road. **\$1,243.08**
- 06-R-1705 (20) Claim of **Natalie Smith**, for property damages alleged to have been sustained as a result of a vehicular accident on April 24, 2006 at 410 Cochran Drive. **\$1,279.20**
- 06-R-1706 (21) Claim of **Michael Carter**, for damages alleged to have been sustained as a result of a vehicular accident on May 30, 2006 at 1879 Tremont Drive. **\$955.00**
- 06-R-1707 (22) Claim of **Hannibal Hendrix**, for damages alleged to have been sustained as a result of a sewer backup on February 23, 2006 at 1723 Martin Luther King, Jr. Drive, Apartment C. **\$800.00**
- 06-R-1708 (23) Claim of **Sharon D. Sullivan and Robert L. Sullivan**, for vehicular damages alleged to have been sustained from an automobile accident on June 13, 2006 at Central Avenue, SW and Trinity Avenue, SW. **\$675.54**
- 06-R-1709 (24) Claim of **Joseph Johnson**, for vehicle damages alleged to have been sustained as a result of a recessed manhole on May 9, 2005 at 3733 Roswell Road. **\$638.92**
- 06-R-1710 (25) Claim of **DeEdgra Williams**, for vehicular damages alleged to have been sustained after driving over a construction site that was left open and in an unsafe manner on May 19, 2005 at 1217 Caroline Street at Moreland Avenue, SE. **\$577.52**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 06-R-1711 (26) Claim of **Vanguard Car Rental USA, Inc., as subrogee of insured, National Car Rental**, for vehicular damages alleged to have been sustained from an automobile accident on April 24, 2006 at Monroe Drive, NE and Ponce de Leon Avenue, NE. **\$529.57**

Claims with unfavorable recommendations:

- 06-R-1712 (27) Claim of **Terrence Smith, Sr.**, for damages alleged to have been sustained as a result of being detained at the City Court Detention Area on October 12, 2005.
- 06-R-1713 (28) Claim of **Lamont Johnson, through his attorney, E. Earle Burke**, for bodily injuries alleged to have been sustained as a result of being arrested on June 18, 2005 at 3049 Peachtree Street.
- 06-R-1714 (29) Claim of **Dalvaro Weaver**, for damages alleged to have been sustained as a result of an arrest on June 10, 2005 at 1101 Ponce de Leon Avenue.
- 06-R-1715 (30) Claim of **Melanie Lawrence**, for property damages alleged to have been sustained as a result of being arrested on November 11, 2004 at 1069 Peachtree Street.
- 06-R-1716 (31) Claim of **Latherese Johnson**, for damages alleged to have been sustained as a result of vandalism at 360 Englewood Avenue on May 6, 2006.
- 06-R-1717 (32) Claim of **Angela Walker**, for damages alleged to have been sustained as a result of vandalism at 2370 Metropolitan Parkway, H3 on June 26, 2006.
- 06-R-1718 (33) Claim of **Ronald Whittle**, for damages alleged to have been sustained as a result of storm water overflow May-June, 2003 at 1315 Fairview Road.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1719 (34) Claim of **Kay E. Stephensen and Mark T. Gilliland**, for damages alleged to have been sustained as a result of storm water overflow on May 16, 2003 at 1125 Rosedale Drive, NE. **(Councilmember Smith made a motion to approve. Councilmember Fauver made a motion to reconsider with a motion to hold.)**

HELD

- 06-R-1720 (35) Claim of **Mary Desroches**, for damages alleged to have been sustained as a result of striking "black ice" in the roadway due to a water meter leak on January 26, 2006 at 2080 Beecher Road.
- 06-R-1721 (36) Claim of **Maurice Hayes**, for damages alleged to have been sustained as a result of a water meter leak on June 5, 2003 at 6670 Buckhurst Trail.
- 06-R-1722 (37) Claim of **BellSouth, Claims Bureau**, for damages alleged to have been sustained as a result of the placement of a water meter on October 27, 2005 at 7495 Jumpers Trail, Fairburn, GA.
- 06-R-1723 (38) Claim of **Mary L. King**, for damages alleged to have been sustained as a result of a water main break on May 30, 2005 at 5375 Forest Downs Circle.
- 06-R-1724 (39) Claim of **Jodaco, Inc., through its insurance carrier, Montgomery Insurance**, for damages alleged to have been sustained as a result of a water main break on January 31, 2005 at 2295-2305 Peachtree Road, NE.
- 06-R-1725 (40) Claim of **Sykes/Peachtree Creek, LLC, through its insurance carrier, Montgomery Insurance**, for damages alleged to have been sustained as a result of a water main break on May 4, 2005 at 2295-2305 Peachtree Road, NE.
- 06-R-1726 (41) Claim of **Sykes/Peachtree Creek, LLC, through its insurance carrier, Montgomery Insurance**, for damages alleged to have been sustained as a result of a water main break on May 10, 2005 at 2295-2305 Peachtree Road, NE.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1727 (42) Claim of **Sykes/Peachtree Creek, LLC, through its insurance carrier, Montgomery Insurance**, for damages alleged to have been sustained as a result of a water main break on April 21, 2005 at 2295-2305 Peachtree Road, NE.
- 06-R-1728 (43) Claim of **David Butler, Jr.**, for damages alleged to have been sustained as a result of a sewer backup on an unspecified date at 1303 Fair Street.
- 06-R-1729 (44) Claim of **Dr. Amaryllis N. Grogan**, for damages alleged to have been sustained as a result of a sewer backup on March 13, 2006 at 1723 Martin Luther King, Jr. Drive, Apartments C&D.
- 06-R-1730 (45) Claim of **Hannibal Hendrix**, for damages alleged to have been sustained as a result of a sewer backup on March 13, 2006 at 1723 Martin Luther King, Jr. Drive, Apartment C.
- 06-R-1731 (46) Claim of **Charles R. Jennings**, for property damages alleged to have been sustained from a flooding due to storm water overflow in June 2003 through July 2003 at 1017 Martin Luther King, Jr. Drive, SW.
- 06-R-1732 (47) Claim of **Henry Thomas**, for damages alleged to have been sustained from a flooding due to heavy rains on an on-going basis at 1205 Anchor Terrace.
- 06-R-1733 (48) Claim of **Catherine Daniel, through her attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on June 24, 2006 at 1093 Harwell Street, SW.
- 06-R-1734 (49) Claim of **Wesley Hopgood**, for damages alleged to have been sustained due to flooding in May 2003 at 2735 Margaret Mitchell Drive.
- 06-R-1735 (50) Claim of **Edwin Varner, through his attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on February 23, 2006 at 1027 Ashby Grove.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1736 (51) Claim of **Geneva Durrah, through her attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on February 23, 2006 at 1038 Camilla Street.
- 06-R-1737 (52) Claim of **Joseph T. Pokalsky**, for property damages alleged to have been sustained due to flooding on July 9-10, 2005 at 1415 West Wesley Road.
- 06-R-1738 (53) Claim of **Raymond A. Woody and Judy Jordan, through their attorney, James C. Morton, Esq.**, for property damages alleged to have been sustained due to flooding on July 10, 2005 at 1425 West Wesley Road.
- 06-R-1739 (54) Claim of **Hortense Linsey, through her attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on June 26, 2006 at 1044 Camilla Street.
- 06-R-1740 (55) Claim of **Chantel Evans, through her attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on June 26, 2006 at 1027 Ashby Grove.
- 06-R-1741 (56) Claim of **Ronald Durrah, through his attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on June 26, 2006 at 1038 Camilla Street.
- 06-R-1742 (57) Claim of **Edwin Varner, through his attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on June 26, 2006 at 1027 Ashby Grove.
- 06-R-1743 (58) Claim of **Geneva Durrah, through her attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on June 26, 2006 at 1038 Camilla Street.
- 06-R-1744 (59) Claim of **W. Bonneau Ansley, Jr., through his attorney, James C. Morton**, for damages alleged to have been sustained as a result of flooding on July 10, 2005 at 1307 Wesley Place, NW.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1745 (60) Claim of **Deborah Tinsley**, for damages alleged to have been sustained as a result of flooding on July 2, 2003 on Welcome All Road.
- 06-R-1746 (61) Claim of **Ronald Durrah, through his attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on February 23, 2006 at 1038 Camilla Street.
- 06-R-1747 (62) Claim of **Hortense Linsey, through her attorney, Sam Starks**, for damages alleged to have been sustained as a result of flooding on February 23, 2006 at 1044 Camilla Street.
- 06-R-1748 (63) Claim of **Rosemarie Anglin**, for property damage alleged to have been sustained as a result of driving over a pothole on October 27, 2005 at 644 Moreland Avenue.
- 06-R-1749 (64) Claim of **Mary Elizabeth Haggerty**, for property damage alleged to have been sustained as a result of driving over a pothole on August 2, 2005 at 4371 Powers Ferry Road, NW.
- 06-R-1750 (65) Claim of **Lin Han**, for property damage alleged to have been sustained as a result of driving over a pothole on March 20, 2006 at the intersection of Highland Avenue and Cumberland Road.
- 06-R-1751 (66) Claim of **Lisa S. Moreland, through her attorney, John M. Foy**, for bodily injury alleged to have been sustained as a result of the claimant driving into a metal spanning bridge on December 12, 2004 at 3500 Empire Boulevard, SE.
- 06-R-1752 (67) Claim of **Sherry Clark**, for damages alleged to have been sustained as a result of driving over a metal grate on April 18, 2005 at 5023 North Terminal Parkway.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1753 (68) Claim of **Loretta Cooper**, for damages allegedly sustained as a result of driving over an unsecured metal plate on March 16, 2006 at 2490 Cascade Road.
- 06-R-1754 (69) Claim of **Megan E. Smith**, for property damage alleged to have been sustained as a result of driving over a construction cut on February 26, 2006 at 1400 Monroe Drive, NE.
- 06-R-1755 (70) Claim of **Kenneth Michael Smith**, for property damage alleged to have been sustained as a result of driving over a construction cut on February 26, 2006 at 1394 Monroe Drive, NE.
- 06-R-1756 (71) Claim of **Robert Deleon**, for vehicular damages alleged to have been sustained after driving over a construction site that was left open and in an unsafe manner on February 6, 2006 at 961 West Peachtree Street, NE.
- 06-R-1757 (72) Claim of **Rebecca W. Goodman**, for vehicular damages alleged to have been sustained after driving over an uncovered fire hydrant on September 23, 2004 at 1175 West Conway Road, NW.
- 06-R-1758 (73) Claim of **Laura Bailey**, for vehicular damages alleged to have been sustained due to a manhole cover flipping off the manhole on April 11, 2006 at Langhorn Street and Lucille Avenue, SW.
- 06-R-1759 (74) Claim of **Mr. Doyle Smith**, for damages alleged to have been sustained as a result of an unsecured metal plate on September 20, 2005 at 512 Cleveland Avenue.
- 06-R-1760 (75) Claim of **Philicia Kennedy**, for damages alleged to have been sustained as a result of striking an open construction cut on February 24, 2006 at 1082 Briarcliff Road.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1761 (76) Claim of **Willie Lee Jackson**, for damages alleged to have been sustained as a result of a vehicular accident on May 29, 2006 at 1081 Wedgewood Drive, NW.
- 06-R-1762 (77) Claim of **Melvin Lynch, through his attorney, J. Mac Pilgram**, for damages alleged to have been sustained as a result of an unknown vehicular incident on October 25, 2005 at an unspecified City of Atlanta location.
- 06-R-1763 (78) Claim of **Andrea Riccioni**, for vehicular damages alleged to have been sustained due to a pothole on October 9, 2005 at 164 Stephen Long Drive, NE.
- 06-R-1764 (79) Claim of **Akhil Chhabra**, for damages alleged to have been sustained as a result of an automobile accident on April 11, 2006 at the intersection of Courtland Street and Auburn Avenue.
- 06-R-1765 (80) Claim of **Reesa Milton, through her insurance carrier, SAFECO**, for damages alleged to have been sustained as a result of a vehicular accident on December 18, 2005 at West Wesley Road and Habersham Road.
- 06-R-1766 (81) Claim of **Naziium Joins**, for damages alleged to have been sustained to an automobile from a physical altercation between two City employees on May 12, 2006 at 360 Englewood Avenue, SE.
- 06-R-1767 (82) Claim of **Lyndon B. Weaver**, for damages alleged to have been sustained as a result of an automobile accident on July 9, 2004 at 147 University Avenue, SW.
- 06-R-1768 (83) Claim of **Lindsay Spitznagel**, for vehicular damages alleged to have been sustained as a result of an automobile accident on December 18, 2005 at W. Wesley Road and Habersham Road.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1769 (84) Claim of **Greg Baxendale**, for damages alleged to have been sustained as a result of blasting for construction of a water treatment facility on an unspecified date at 1040 Tilden Street.
- 06-R-1770 (85) Claim of **Kathleen O'Loughlin**, for damages alleged to have been sustained as a result of blasting for construction of a water treatment facility on an unspecified date at 1146 Church Street.
- 06-R-1771 (86) Claim of **Comer Hobbs, Jr.**, for damages alleged to have been sustained as a result of blasting for construction of a water treatment facility on an unspecified date at 1140 Church Street.
- 06-R-1772 (87) Claim of **Xavier Clemons**, for bodily injuries alleged to have been sustained as a result of a fall on October 7, 2005 at 901 Rice Street, Fulton County Jail.
- 06-R-1773 (88) Claim of **Sheron Webb**, for damages alleged to have been sustained as a result of a slip and fall on December 9, 2005 at 895 Cherokee Street.
- 06-R-1774 (89) Claim of **Dorothy Jones**, for damages alleged to have been sustained as a result of a trip and fall on April 27, 2005 near Warren and Memorial Drive.
- 06-R-1775 (90) Claim of **Esther Smith, through her attorney, David Bell**, for damages alleged to have been sustained as a result of a trip and fall on April 8, 2006 at the Hartsfield-Jackson International Airport.
- 06-R-1776 (91) Claim of **Bertha M. Dupree**, for damages alleged to have been sustained as a result of a slip and fall incident on August 11, 2004 at 2 Peachtree Street.
- 06-R-1777 (92) Claim of **Michele Bradley**, for property damages alleged to have been sustained after falling off a security checkpoint belt on January 31, 2006 at 150 Garnet Street.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1778 (93) Claim of **Deborah Stewart**, for damages alleged to have been sustained as a result of a rock falling from a vehicle on June 29, 2006 at James Jackson Parkway and Bolton Road.
- 06-R-1779 (94) Claim of **Rebecca Rosen**, for damages alleged to have been sustained as a result of overspray from painting of the fire hydrant on April 16, 2005 at 747 Ralph McGill Boulevard.
- 06-R-1780 (95) Claim of **Thaddeus Buttone**, for damages alleged to have been sustained as a result of overspray from painting of the fire hydrant on April 18 & 19, 2005 at 4353 Kimball Road.
- 06-R-1781 (96) Claim of **Donna R. Newton**, for damages alleged to have been sustained due to the payments of an improperly reduced pension on March 21, 1997 at 55 Trinity Avenue, SW.
- 06-R-1782 (97) Claim of **Dora S. Printup**, for property damages alleged to have been sustained to a residence from heavy trucks traveling on the roadway on May 1, 2003 at Chappell Road, NW.
- 06-R-1783 (98) Claim of **Phoenix Loss Control, as subrogee of Comcast**, for damages alleged to have been sustained as a result of a severed cable line on February 7, 2006 at Lot 72-80 Ramsey Close.
- 06-R-1784 (99) Claim of **Donald Holmes**, for damages alleged to have been sustained as a result of an accident on February 21, 2006 on Glenwood Drive.
- 06-R-1785 (100) Claim of **Ivory Perkins, Jr.**, for damages alleged to have been sustained as a result of striking a rock in the roadway on June 10, 2006 at 360 Englewood Avenue.
- 06-R-1786 (101) Claim of **BellSouth, Claims Bureau**, for damages alleged to have been sustained as a result of a severed pair cable on January 21, 2006 at 5005 Derrick Road.

RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-1787 (102) Claim of **Neighbors of 576 Broadland Road, through their attorney, Jonathan Weintraub**, for damages alleged to have been sustained as a result of a permit issued for an outdoor riding academy at 576 Broadland Road.
- 06-R-1788 (103) Claim of **Elizabeth Routh**, for damages alleged to have been sustained as a result of a tree limb falling onto her outdoor lighting in April 2006 at 412 Ridgewood Road.
(Councilmember Smith made a motion to approve items C1-C33, C35-C103.)

FAVORABLE

D. ORDINANCES FOR FIRST READING

- 06-O-1619 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2006 (Intergovernmental Grant Fund) Budget, Department of Police by adding to anticipations and appropriations in the amount of \$3,520,044.00 for Grant Funds from the White House Office of National Drug Control Policy for continuation of the High Intensity Drug Trafficking Area ("HIDTA") Task Force; to disrupt drug trafficking organizations; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

- 06-O-1640 (2) An Ordinance by Public Safety and Legal Administration Committee amending the 2006 (Intergovernmental Grant Fund) Budget, Department of Police ("Department"), by adding to anticipations and appropriations in the amount of \$70,000.00 for reimbursement from the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") for overtime salary costs incurred by the Department in joint operations with ATF in Project Safe Neighborhoods Violent Crimes Strategy Task Force; to detect and disrupt illegal firearms trafficking; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

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ORDINANCES FOR FIRST READING (CONT'D)

- 06-O-1641 (3) An Ordinance by Public Safety and Legal Administration Committee amending the 2006 (Intergovernmental Grant Fund) Budget, for the City of Atlanta Municipal Court, Community Court Division ("Community Court") by adding to anticipations and appropriations in the amount of \$2,725.00 from the Georgia Department of Human Resources, Division of Mental Health, Developmental Disabilities and Addictive Diseases, Metro Regional Office ("DHR") for the purpose of funding an annual cost of living increase to the Community Court Staff; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

- 06-O-1642 (4) An Ordinance by Public Safety and Legal Administration Committee amending the 2006 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations in the amount of \$34,920.00 for a Grant Award from Georgia State University Department of Criminal Justice, to improve the Crime Data System; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

- 06-O-1643 (5) An Ordinance by Public Safety and Legal Administration Committee to correct the Center Number in Ordinance Number 06-O-0808 adopted by the Atlanta City Council on May 15, 2006 and approved by the Mayor on May 18, 2006; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

REGULAR

E. ORDINANCES FOR SECOND READING

- 06-O-1473 (1) A **Substitute** Ordinance by Public Safety and Legal Administration Committee amending the 2006 (Intergovernmental Grant Fund) Budget, Department of Police and Non-Departmental, by adding to anticipations and appropriations in the amount of \$895,454.00 for a Justice Assistance Grant from the United States Department of Justice, to enhance police programs to suppress crimes; and for other purposes.
(Councilmember Smith made a motion to approve. Councilmember Winslow made a motion to reconsider to approve on substitute.)

FAVORABLE ON SUBSTITUTE

- 06-O-1474 (2) An Ordinance by Public Safety and Legal Administration Committee to amend Ordinance Number 06-O-0192, by amending the 2006 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations in the amount of \$649,972.30; to increase the amount of the grant award from the State of Georgia Office of Homeland Security; to correct the Fund, Account and Center Number; and for other purposes.
Councilmember Smith made a motion to approve.)

FAVORABLE

- 06-O-1601 (3) An Ordinance by Councilman C. T. Martin to amend Article XXIII (Entitled "Vending on Public Property"), Division 1, Section 30-1401, of the Code of Ordinances of the City of Atlanta, Georgia, so as to exempt Disabled Veterans from most of the provisions of the Public Property Vending Code; to waive conflicting ordinances; and for other purposes. (
(Councilmember Winslow made a motion to hold for further review.)

HELD

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F. RESOLUTIONS

06-R-1622 (1) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to execute Renewal Agreement No. 1 for FC-6005007891, Inmate Physician Services, on behalf of the Department of Corrections, with Dr. Edgar Scott for the purpose of providing the services of a Physician and Medical Director at the Atlanta City Detention Center in an amount not to exceed \$170,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 3P02 (Trust Fund) 524001 (Consultant Account) I21W02CL9999 (Inmate Welfare Fund). **Councilmember Smith made a motion to approve.)**

FAVORABLE

06-R-1678 (2) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of Janis Williams v. City of Atlanta and Gary Kwitkin, State Court, Fulton County, Civil Action File No. 04-VS-061231-A, in the amount of \$11,000.00; authorizing said payment to be charged to and paid from Fund 1A01 (General Fund), Account 529017 (Property Liquidation) and Center Number T31001 (Non-Departmental); authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes. **Councilmember Fauver made a motion to approve.)**

FAVORABLE

06-R-1789 (3) A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$1,300,000.00 in settlement of the claim of Ralph and Jade Sykes and Sykes Peachtree Creek, LLC, through their attorney, Michael Weinstock against the City of Atlanta to be charged to and paid from Fund 2J21 (Water and Sewer Fund), Account 529017 (Property Liquidation) and Center Number Q65101 (Bureau of Drinking Water). **Councilmember Smith made a motion to approve.)**

FAVORABLE

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G. PAPERS HELD IN COMMITTEE

- 06-O-0204 (1) An Ordinance by Councilmember Jim Maddox to amend Article XXIV, Section 30-1461 et seq. of the Code of Ordinances of the City of Atlanta, Georgia entitled "Vending on Private Property" so as to adopt the recommendations of the Private Property Vending Policy and Advisory Committee said recommendations being hereto attached as Exhibit "A"; to repeal conflicting Ordinances; and for other purposes. **(Held 1/10/06 for further review) (Work session held 2/22/06)**
- 06-R-0433 (2) Claim of **Robert Colgin**, for damages alleged to have been sustained as a result of flooding on July 9, 2005 at 3340 Chatham Road, NW. **(Referred back by Council 2/20/06) (Held 2/28/06 for further investigation at the request of Councilmember Muller)**
- 06-R-0633 (3) Claim of **Gregory V. Burson, Jr.**, for damages alleged to have been sustained as a result of striking an open construction cut on January 18, 2006 at 832 Pryor Street, SW. **(Held 3/14/06 for further investigation at the request of Councilmember Smith)**
- 06-O-1044 (4) An Ordinance by Councilmembers H. Lamar Willis and C. T. Martin to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Article 2, Section 162-61(a) and Chapter 162, Article 2, Section 162-34(f) to allow short breaks in service for Taxicabs; to allow the Chief of Police or his designee, discretion to grant further extension for correction slip matters; to repeal conflicting ordinances; and for other purposes. **(Held 5/9/06 at the request of Councilmember Martin)**
- 06-O-1045 (5) An Ordinance by Councilmembers H. Lamar Willis and C. T. Martin to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Article 2, Section 162-57(a)(3) so as to delete residency requirements for securing or maintaining Vehicle for Hire CPNC's; to repeal conflicting ordinances; and for other purposes. **(Held 5/9/06 at the request of Councilmember Martin)**

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PAPERS HELD IN COMMITTEE (CONT'D)

06-O-1142 (6) An Ordinance by Public Safety and Legal Administration Committee to waive Section 2-1854 of the City of Atlanta Code of Ordinances to allow for the re-appointment of Barney Simms to the License Review Board; and for other purposes. **(Held 6/13/06 for further review)**

H. ITEM NOT ON AGENDA

RESOLUTION

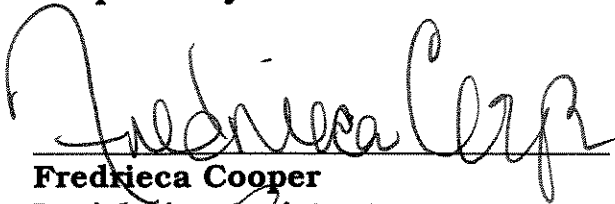
06-R-1670 (1) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to negotiate settlement terms for the lawsuit styled Greater Atlanta Homebuilders v. City of Atlanta, Georgia, Civil Action No. 2003-CV-65680, Superior Court of Fulton County, with the amount of any payment by the City not to exceed \$100,000.00; authorizing the Chief Financial Officer to distribute the final settlement amount; and for other purposes.
Councilmember Smith made a motion to approve.)

FAVORABLE

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There being no further business to come before the Committee, the meeting was adjourned at 4:20 p.m.

Respectfully Submitted:

A handwritten signature in cursive script, appearing to read "Fredrica Cooper", written over a horizontal line.

Fredrica Cooper
Legislative Assistant

A handwritten signature in cursive script, appearing to read "Bernard Thomas", written over a horizontal line.
Bernard Thomas
Research and Policy AnalystA handwritten signature in cursive script, appearing to read "Cleta Winslow", written over a horizontal line.

The Honorable Cleta Winslow, Chair
Public Safety and Legal Administration Committee